

Remarks/Arguments:

Claims 1-8 stand rejected. Claim 9 is newly added.

Section 102 Rejections

Claims 1-8 have been rejected as being anticipated by Winter. Applicants respectfully submit that this rejection is overcome for the reasons set forth below.

Amended claim 1 now includes features which are not suggested by the cited reference, namely:

- the deletion file selecting criteria information includes **a deletion criteria based on the number of times a data file has been viewed,**
- the file management means includes **setting the number of times each of the stored data files has been viewed,** and
- the file management means deletes the at least one file, if
 - (i) a predetermined storage capacity available for the free area is smaller than an amount of data required to store the new data, **and**
 - (ii) **the deletion criteria is satisfied, which is based on the number of times a data file has been viewed.**

Basis for amended claim 1 may be seen, for example, in Fig. 2. As shown, recording area AID1 has a **deletion file selecting criteria, which is based on the number of times a file has been viewed.** As also shown, for example, in Fig. 6, the **deletion criteria depends on the number of times the file has been viewed.** As a result, file FID8 will be deleted, because the file satisfies the deletion criteria, namely, that the file has been viewed more times than the other files.

Winter discloses a data recording/reproducing system that includes several logical recording areas and a file manager that deletes files based on a **ring mode**. Winter discloses, at column 41, lines 55-67, that a file is deleted if the disk is full. This file is deleted in a ring mode, where all the non-deleted files are moved down in the memory, providing space at the beginning of the memory, and a new file is stored at the beginning of the memory. Accordingly, Winter discloses that a file is deleted **based on a first-in-first-out (FIFO) criteria** (the ring mode). Winter does **not** suggest a criteria in which a file is deleted **based on a deletion criteria that includes a number of times a data file has been viewed**. Winter does **not** suggest that the file is deleted **if this deletion criteria is satisfied**. Favorable reconsideration is requested for amended claim 1.

Claims 2-7 depend from amended claim 1 and are, therefore, not subject to rejection in view of the cited reference for at least the same reasons set forth for amended claim 1.

Although not the same, claim 8 has been amended to include features similar to amended claim 1, namely:

- (b) assigning a deletion criteria . . . , **the deletion criteria including a number of times a data file has been viewed;**
- (f) deleting a stored data file . . . , **if (i) the predetermined storage capacity available for the one area is smaller than an amount of data required to store the other data file and (ii) the deletion criteria satisfies the deletion criteria assigned in step (b).**

As previously stated, Winter does not suggest deleting a file based on a deletion criteria including the number of times a data file has been viewed. Winter simply deletes a file based on a first-in-first-out criteria. Favorable reconsideration is requested for amended claim 8.

Newly Added Claim 9

Claim 9 further limits claim 8 by reciting:

- step (f) includes **determining the stored data file has been viewed more times than the other stored data files, and**
- **deleting the stored data file determined to have been viewed more times than the other stored data files.**

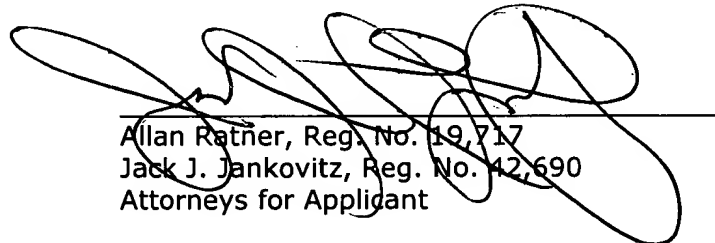
As previously stated, Winter simply deletes a file based on a first-in-first-out criteria (ring mode). Winter does **not** suggest deleting a file based on determining that a stored data file has been **viewed more times than the other stored data files** and deleting the stored data file **determined to have been viewed more times than the other stored data files**.

Favorable consideration is requested for newly added claim 9.

Conclusion

Claims 1-8 and newly added claim 9 are in condition for allowance.

Respectfully submitted,



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